

State of Maryland, Baltimore County, to wit:

The State of Maryland Vs. JAMES SIDNEY CARLSEN & DAVID WAYNE BEATTY

charged with the crime of Assault with intent to disfigure, etc.

IN THE CIRCUIT COURT FOR BALTIMORE COUNTY.

CRIMINAL INFORMATION

The above entitled case having been referred to Sandra A.O'Connor, the State's Attorney for Baltimore County, and the said State's Attorney for Baltimore County having fully investigated said case after it had been referred to her as aforesaid, now comes into the said Court and for and on behalf of the State of Maryland gives the Court here to understand and be informed that

JAMES SIDNEY CARLSEN & DAVID WAYNE BEATTY

late of Baltimore County aforesaid, on the 10th day of July

in the year of our Lord nineteen hundred and eighty-six at Baltimore County aforesaid,

unlawfully did assault James Grammer with intent to disfigure in violation of Art. 27, Sec. 386 of the Annotated Code of Maryland; contrary to the form of the Act of Assembly in such case made and provided, and against the peace, government and dignity of the State.

(Art. 27, Sec. 386)

SECOND COUNT

And the State's Attorney aforesaid, with power and authority as aforesaid, gives the Court here to understand further that the said JAMES SIDNEY CARLSEN & DAVID WAYNE BEATTY on the said day, in the said year, in the County aforesaid, unlawfully did make an assault upon James Grammer,

XXcontrary to the form of the Act of Assembly in such case made and provided, and against the peace, government and dignity of the State.

(Assault - common law)

The State's Attorney for Baltimore County.

STATE OF MARYLAND

VS

charged with the crime of
IN THE CIRCUIT COURT FOR BALTIMORE COUNTY.

CRIMINAL INFORMATION

The above entitled case having been referred to
for Baltimore County, and the said State's Attorney for Baltimore County having fully
investigated said case after it had been referred to him as aforesaid, now comes into the said Court
and for and on behalf of the State of Maryland gives the Court here to understand and be informed
that

CHARGE: JAMES SIDNEY CARLSEN & DAVID WAYNE BEATTY

CRIMINAL INFORMATION

late of Baltimore County aforesaid, on the
day of July 1958

WITNESSES: in the year of our Lord nineteen hundred and eighty-six at Baltimore County

unlawfully did assault James Sidney Carlsen with intent to disfigure
violation of Art. 27, Sec. 386 of the Annotated Code of Maryland;
contrary to the form of the Act of Assembly in such case made and
provided, and against the peace, government and dignity of the
State.
(Art. 27, Sec. 386)

SECOND COUNT

And the State's Attorney aforesaid, with power and authority as
aforesaid, gives the Court here to understand further that the
said JAMES SIDNEY CARLSEN & DAVID WAYNE BEATTY do the said day
in the said year, in the County aforesaid, unlawfully did make
an assault upon James Sidney Carlsen

violation of the Act of Assembly in such case made and provided, and against the peace,

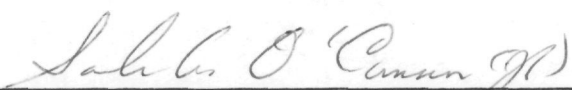
government and dignity of the State.

(Assault - common)

The State's Attorney for Baltimore County

TO THE PERSON CHARGED:

1. This paper charges you with committing a crime.
2. If you have been arrested, you have the right to have a judicial officer decide whether you should be released from jail until your trial.
3. You have the right to have a lawyer.
4. A lawyer can be helpful to you by:
 - (A) explaining the charges in this paper;
 - (B) telling you the possible penalties;
 - (C) helping you at trial;
 - (D) helping you protect your constitutional rights; and
 - (E) helping you to get a fair penalty if convicted.
5. Even if you plan to plead guilty, a lawyer can be helpful.
6. If you want a lawyer but do not have the money to hire one, the Public Defender may provide a lawyer for you. The court clerk will tell you how to contact the Public Defender.
7. If you want a lawyer but you cannot get one and the Public Defender will not provide one for you, contact the court clerk as soon as possible.
8. DO NOT WAIT UNTIL THE DATE OF YOUR TRIAL TO GET A LAWYER. If you do not have a lawyer before the trial date, you may have to go to trial without one.



The State's Attorney for Baltimore County

STATE OF MARYLAND

VS

86CR-4100

JAMES SIDNEY CARLSEN (JAIL)
BCI 37990 dob 3/27/47
2001 Broadway, Apt. D., 21231

DAVID WAYNE BEATTY (JAIL)
BCI 101149 dob 12/29/58
2013 Larkhill Rd., 21222

CO 86-4099

CHARGE: Assault with intent to disfigure, etc.

CRIMINAL INFORMATION

WITNESSES:

James Grammer
c/o Off. R. Cordery #1838
PC #12

Robert Carroll
2015 Dineen Drive, 21222
Richard Meadows
63 Shipping Place, #12, 21222
David Randolph
3003 Dundalk Avenue, 21222
Off. D'Amico #2775
off. R. Cordery #1838
Off. D. Marchsteiner #1432
PC #12

FILED JUL 24 1986

E852-029

022493C2

022492C1

STATE OF MARYLAND

V.

DAVID WAYNE BEATTY

*
*
*

IN THE CIRCUIT COURT

FOR BALTIMORE COUNTY

* * * * *

STATE'S AUTOMATIC DISCOVERY
AND REQUEST FOR DISCOVERY

Now comes Sandra A. O'Connor, State's Attorney for Baltimore County, and Joseph Steigerwald, Assistant State's Attorney, and in compliance with Rule 4-263(a) of the Maryland Rules of Procedure, say the following:

1. Any information known to the State at this time which tends to negate the guilt of the Defendant as to the offense charged or which tends to reduce his punishment therefore is attached hereto. If no such attachment is included, no such information is known to the State at this time.

2. Any relevant material or information regarding whether the State used a search and seizure, wire tape or eavesdrop in gathering evidence in this case is attached hereto.

3. ☒ The Defendant made no statements or confessions, oral or written, which are known to the State at the present time.

☐ The Defendant made a written statement or confession, the copy of which is attached hereto.

☐ The Defendant made an oral statement or confession, the substance of which is as follows:

4. ☐ The Defendant has not, at this time, been identified by a pre-trial identification procedure.

☒ The Defendant was identified (at lineup/by photograph/
other 1 on 1) by the following witnesses:

(Name)	(Date)
Robert Carroll	7/10/86
Richard Meadows	7/10/86
David Randolph	7/10/86

5. Upon notice to the State, the Defendant may inspect the contents of the State's file in this case, excluding those items otherwise privileged by law.

The State requests that the following discovery be provided by the Defendant in accordance with Rule 4-263(d):


1. That the State be allowed to inspect and copy all written reports made in connection with this case by each expert which the Defendant intends to call as a witness at trial and that the Defendant furnish the State with the substance of any oral report and conclusion made in connection with this case by an expert the Defendant intends to use at trial.

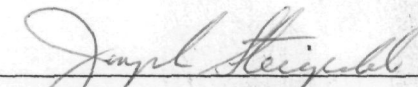
2. That the Defendant furnish the State with the name and address of any alibi witness the Defendant intends to call as a witness. The crime occurred on the 10th day of July, 1986 at 2325 hours at Baltimore County Maryland.

3. Upon request of the State, the defendant shall:


- (a) Appear in a line-up for identification;
- (b) Speak for identification;
- (c) Be fingerprinted;
- (d) Pose for photographs not involving reenactment of a scene;
- (e) Try on articles of clothing;
- (f) Permit the taking of specimens of material under his fingernails;
- (g) Permit the taking from his body of samples of blood, hair and other material involving no unreasonable intrusion upon his person;
- (h) Provide specimens of his handwriting;
- (i) Submit to reasonable physical or mental examination;

as provided for in Rule 4-263(d).


SANDRA A. O'CONNOR
State's Attorney for Baltimore County


Joseph Steigerwald
Assistant State's Attorney

I HEREBY CERTIFY that a copy of this foregoing State's Automatic Discovery and Request for Discovery was attached to the above indictment when delivered to the Defendant.


Joseph Steigerwald
Assistant State's Attorney

CIRCUIT COURT FOR BALTIMORE COU

State of Maryland vs.

DAVID WAYNE BEATTY

Case No.

86CR4100

I. D. NO.

State of Maryland, Baltimore County to wit:

D.O.B. DECEMBER 29, 1958

TO:

WARDEN; BALTIMORE COUNTY DET. CENTER
KENILWORTH + BOSLEY AVE.
BALTIMORE, MD 21204

You are hereby

COMMANDED TO HAVE

before the Judges of the Circuit Court for

Baltimore County, County Courts Building, 401 Bosley Avenue, Towson, Maryland, ON JULY 30, 1986 AT

09:15 A.M. THE BODY OF DAVID WAYNE BEATTY FOR ARRAIGNMENT, UNLESS

YOUR COUNSEL ENTERS AN APPEARANCE IN WRITING ON OR BEFORE THE TIME SPECIFIED
IN THIS WRIT.

Witness the Honorable Chief Judge of the Third Judicial Circuit of Maryland.

Issued:

JULY 28, 1986



ELMER H. KAHLINE JR.

Clerk, Circuit Court for Baltimore County



Per

RETURN OF SERVICE

Deputy

DATE DEFENDANT SERVED WITH WRIT & CHARGING DOCUMENT: _____

DATE SERVICE NOT MADE: _____

REASON: _____

SIGNATURE & TITLE

CIRCUIT COURT FOR BALTIMORE COUNTY
Towson, Maryland 21204

District Court Case No. _____

Case No. 86 CR 4100July 30, 1986

REPORT OF PRISONER BROUGHT TO COURT FOR TRIAL

FROM: ELMER H. KAHLIN, JR., CLERK

TO: THE SHERIFF OF BALTIMORE COUNTY, MARYLAND

Name Of Prisoner DAVID W. BOATTYDate Of Trial 7/30, 1986 Judge ~~GOFF~~ Turnbull

Charge _____ Guilty _____ NOT GUILTY _____

DISPOSITION:

A. Sentenced To Department Of Correction _____
Length Of Sentence _____B. Sentenced To Baltimore County Detention Center _____
Length Of Sentence _____C. ☒ Remanded To Baltimore County Detention Center ☒
Probation Report Of Psychiatric Evaluation _____D. Placed On Probation _____
Length Of Probation _____

E. Sentenced To Baltimore County Detention Center Work Release Recommended _____

F. Stet _____

G. Nol Pros _____

H. ☒ Arraignment ☒

I. Trial Continued _____

J. Trial Postponed _____

K. Bail Hearing _____

L. Defendant Released From This Case Only.
Release In Transit.

ELMER H. KAHLIN, JR., Clerk

Per _____

Deputy Clerk
J. L. Luck

PH
21

86024100

~~86024100~~

COMPLAINANT			DEFENDANT				
NAME (LAST, FIRST, M.I.)	TITLE		NAME (LAST, FIRST, M.I.)				
D'Amico, Mark N.	POLICE OFFICER		BEATTY, DAVID W.				
AGENCY	SUB-AGENCY	I.D. NO. (POLICE)	I.D. NO.	RACE	SEX	HT.	
AE	PC12	2775	E552024	W	M	5-10	
			OCA	HAIR	OTHER DESCRIPTION		
				RED	101149		
WORK TELEPHONE	HOME TELEPHONE		WORK TELEPHONE	HOME TELEPHONE			
(301) 252-5430	()		(301) 522-7400	(301) 477-8343			
ADDRESS	APT. NO.		ADDRESS	APT. NO.			
1747 MERRITT BLVD			2013 LARKHALL RD				
CITY	STATE	ZIP CODE	CITY	STATE	ZIP CODE		
		21222	BALTO	MD	21222		
DST./LOC.	RELATED CASES		TRACKING NUMBER				
03/03			02215201				

INITIAL APPEARANCE

<input type="checkbox"/> Juvenile Waiver	<input checked="" type="checkbox"/> Advised of right to preliminary hearing
<input type="checkbox"/> Released on own Recog—No probable cause	Preliminary Hearing <input type="checkbox"/> was <input checked="" type="checkbox"/> was not requested
<input checked="" type="checkbox"/> Copy of charges provided <input type="checkbox"/> Copy not provided	<input type="checkbox"/> Released on own Recog. Supervised by/Custody of _____
<input checked="" type="checkbox"/> Defendant advised of right to counsel <input checked="" type="checkbox"/> Undecided	Bail \$10,000.00 (Full; <input checked="" type="checkbox"/> %; without collateral security)
<input type="checkbox"/> Waived <input type="checkbox"/> Employ own counsel <input type="checkbox"/> Public Defender	<input type="checkbox"/> Committed 8-14-86 @ 1:15 PM
Judge/Comm. B.A. Kuhn	Hearing/Trial Date Prelim 8-14-86 Date 7-11-86
	I.D.# 8012

BAIL	Posted _____	<input type="checkbox"/> Cash <input type="checkbox"/> Corporate <input type="checkbox"/> Property	Judge/Comm./Clerk _____	Date _____
-------------	--------------	--	-------------------------	------------

BAIL REVIEW

Bail to Remain the Same ☒ % Reduced to _____ %
Increased to \$ _____ % ROR _____ Unsecured _____
Advised def. of Right to Counsel _____ Received copy of charges _____
Judge **W. J. Balaban** Date **7/14/86**

PRELIMINARY INQUIRY

Advised def. of Right to Counsel _____ Received copy of charges _____
Referred to _____ Waived Counsel _____
Will Retain Own Counsel _____
Judge _____ Date _____

PRELIMINARY HEARING

Requested/Waived _____ State's Attorney Notified _____
Represented by Counsel _____ Counsel Waived _____
Probable Cause/Defen. Hold _____ Bond/Recog. Continued _____
Bail Set \$ _____ Full _____ % Committed in Default _____
No Probable Cause/Dismissed/Defendant Released _____
Judge _____ Date _____
C.D. Filed in Circuit Court **7-23-86** Papers Forwarded **7-28-86**
DATE DATE
Amended/New C.D. Filed _____ DATE
Dismissed for Lack of Prosecution _____

CERTIFIED TO BE A TRUE COPY OF A DOCKET ENTRY

J. E. McCasthy **7-28-86**
Date

PRETRIAL STATUS

FTA	Date	Bond/Recog. Forfeited	Recog. Revoked	Bench War. Issued	Bail \$ Amt.	Def. Sur. by Surety	Forf. Stricken/ War. Recalled	Previous Bail Stated

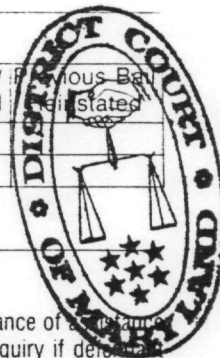
FILED JUL 29 1986

Date _____ Judge _____

COURT APPEARANCE

☐ The Court made certain that defendant received a copy of the charging document, informed defendant of right to counsel and importance of counsel. Advised defendant of nature of charges and allowable penalties including mandatory or minimum, conducted waiver inquiry if defendant wants to waive counsel, and if continued advised defendant that at next appearance, appearing without counsel could be a waiver.

Date _____



Defense Counsel: State's Attorney: Defendant: BEATTY, DAVID W Case No: 07249201

TRIAL No. of Charges: 1... Express Waiver of Counsel. Court determined after examination that defendant knowingly and voluntarily waived right to counsel. Defendant appeared without counsel. No meritorious reason. Court determined that defendant waived counsel. Defendant appeared with counsel. Private Public Defender JTP Jury Trial Waived

Charge #1 ASSAULT W/ MAIM AR: 86-8261 Non-CJIS Art/Sec: 27-386 Code: 3-1399 Amended: Art/Sec: Code: Max Sentence: Plea: NP Stet Verdict: PSI Ordered: Sub Curia Until: FINE: \$ COST: \$ CCF: \$ SUS: \$ RESTITUTION: \$ to Sentence: DOC Local Commencing: Credit time awaiting trial: Suspended Sentence: Probation time: Supervised Unsupervised Conditions:

86CR-4200

Charge #2 AR: Non-CJIS Art/Sec: Code: Amended: Art/Sec: Code: Max Sentence: Plea: NP Stet Verdict: PSI Ordered: Sub Curia Until: FINE: \$ COST: \$ CCF: \$ SUS: \$ RESTITUTION: \$ to Sentence: DOC Local Commencing: Credit time awaiting trial: Suspended Sentence: Probation time: Supervised Unsupervised Conditions:

Charge #3 AR: Non-CJIS Art/Sec: Code: Amended: Art/Sec: Code: Max Sentence: Plea: NP Stet Verdict: PSI Ordered: Sub Curia Until: FINE: \$ COST: \$ CCF: \$ SUS: \$ RESTITUTION: \$ to Sentence: DOC Local Commencing: Credit time awaiting trial: Suspended Sentence: Probation time: Supervised Unsupervised Conditions:

CERTIFIED TO BE A TRUE COPY OF A DOCKET ENTRY J.E. McCarthy 7-28-86 Date Clerk

Defendant Advised of Right of Appeal. Upon Perfecting of Appeal, Sentence to be stayed and Present Bond to Continue; Appeal Bond in Amount of \$ to be Required; Sentence not to be Stayed; (If Sentence is Satisfied Prior to Perfecting of Appeal, no Appeal Bond Required.)



Bond forfeiture entered as judgment in the amount of \$ Date with interest from date of forfeiture and costs and liens filed in Circuit Court. Docket entries forwarded to Bail Bond Commissioner, if any, and to State's Attorney and Chief Clerk

Indictment filed. Papers forwarded to Circuit Court. Defendant Notified of Nolle Pros/Stet. Judgment Recorded in District Court. Notice of Lien filed in. Appeal Noted. Appeal Forwarded.

REEL#	DATE	START	END
23742	7/14/86	8294	2348



DISTRICT COURT OF MARYLAND FOR

LOCATED AT (COURT ADDRESS)

100 CENTRE P. 21222

BEATTY, DAVID W.

02249201

02249201

02249201

DAMIAN, MARK N.

P.O. 2775

BEATTY, DAVID W.

A/E

P.O. 2

2775

2030-24

W. P. 500 110

12 34 55

NED

301 252 5430

301 531 7410

411 531

1747 MOUNTAIN RD

2015 LINCOLN RD

21222

Baltimore

1110

21222

08/05

02249201

STATEMENT OF CHARGES

THE DEFENDANT HAS BEEN ARRESTED UPON THE FOLLOWING INFORMATION OR OBSERVATION: (MAKE A PLAIN, CONCISE AND DEFINITIVE STATEMENT OF ESSENTIAL FACTS CONSTITUTING THE OFFENSE CHARGED)

ON 7-10-86, THE UNDERSIGNED WAS DISPATCHED TO SHIPPING PL. AND N. CENTRE PL. FOR A CALL OF AN ASSAULT AT APPROX 11:34 P.M.

UPON ARRIVAL, THE UNDERSIGNED OBSERVED THE VICTIM, JAMES GRAMMER, UNDER THE CARE OF PARAMEDICS ON THE SCENE. VICTIM GRAMMER WAS BLEEDING PROFUSELY FROM VARIOUS WOUNDS TO THE HEAD. MR. GRAMMER'S RIGHT EYE APPEARED

IT IS FORMALLY CHARGED THAT THE DEFENDANT

(CONTINUED ON ATTACHED SHEET CR701A OR DC/CR1A)

1 MDCCS AR ON OR ABOUT (DATE) AT (PLACE)
3-1394 7-10-86 SHIPPING PL. & N. CENTRE PL.

... DID ASSAULT AND BEAT JAMES GRAMMER
WITH THE INTENT TO DISFIGURE HIM.

IN VIOLATION OF:

☒ MD ANN. CODE, ART.

27

SEC. 386

☐ COMMON LAW OF MD:☐ PUB. LOCAL LAW, ART.

SEC.

☒ COMAR OR AGENCY CODE NO.

MD 0030100

☐ ORDINANCE NO.AGAINST THE PEACE,
GOVERNMENT AND
DIGNITY OF THE STATE.☐ CONTINUED ON ATTACHED SHEET DC/CR 3A

I SOLEMNLY AFFIRM UNDER THE PENALTIES OF PERJURY THAT THE MATTERS AND FACTS SET FORTH IN THE FOREGOING DOCUMENT ARE TRUE TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF.

DATE

7/11/86

ARRESTING OFFICER

M. N. D. W.

I HAVE REVIEWED THE STATEMENT OF CHARGES AND HAVE DETERMINED THAT

☒ THERE IS PROBABLE CAUSE TO DETAIN THE DEFENDANT☐ THERE IS NOT PROBABLE CAUSE TO DETAIN THE DEFENDANT AND I HAVE

ACCORDINGLY RELEASED HIM ON HIS OWN RECOGNIZANCE.

DATE

7-11-86

JUDICIAL OFFICER

B. A. 122

COMMISSIONER ID NO.

8012

Defendant's Name

BETTY, David W.

Case No.

022492C1

EP52029

CONTINUATION SHEET

APPLICATION FOR STATEMENT OF CHARGES/STATEMENT OF PROBABLE CAUSE

TO BE CLOSED AND SWOLLEN AND HE SEEMED BARELY CONSCIOUS.

AT THIS TIME 3 MEN APPROACHED THE UNDERSIGNED AND IDENTIFIED THEMSELVES AS RICHARD LEE MEADOWS, ROBERT B. CARROLL AND DAVID W. RANDOLPH RESPECTIVELY. MR. CARROLL STATED THAT HE WAS THE INDIVIDUAL THAT HAD CONTACTED THE POLICE. ACCORDING TO ALL THREE GENTLEMEN, THEY WERE STANDING ON THE CORNER OF S. CENTRE PL. AND SHIPPING PL. WHEN THEY OBSERVED ONE INDIVIDUAL KNOWN TO THEM AS "DAVE", IN THE COMPANY OF ANOTHER SUBJECT. THESE SUBJECTS WERE BY MESSRS. CARROLL, MEADOWS, AND RANDOLPH AND STATED THAT THEY WERE GOING TO "FUCK UP JIMMY".

THE TWO SUBJECTS THEN CONTINUED ON TO THE PAVILION AREA OF A SMALL PARK LOCATED NEAR SHIPPING PL. & N. CENTRE PL.

THESE SUBJECTS RETURNED A SHORT TIME LATER AND STATED TO MESSRS. CARROLL, MEADOWS, AND RANDOLPH THAT THEY HAD, IN EFFECT, ATTACKED A SUBJECT THAT THEY RECOGNIZED AS "JIMMY", INFLECTING BODILY DAMAGE ON "JIMMY" IN THE PROCESS.

ALL THREE GENTLEMEN THEN WENT TO THE ABOVEMENTIONED PAVILION AND FOUND ONE JAMES GRAMMER LYING ON A BENCH AND BLEEDING FROM SEVERAL POINTS ON HIS BODY.

AFTER COMPLETING THESE INITIAL INTERVIEWS, THE UNDERSIGNED RESPONDED TO KEY

1/11/86

Date

Wm. H. O'Hea

Applicant's Signature

Defendant's Name

BEATTY, DAVID W.

Case No.

028492C1
E 852024

CONTINUATION SHEET

APPLICATION FOR STATEMENT OF CHARGES/STATEMENT OF PROBABLE CAUSE

MED. CR.

DR. BEATT, MED. CR. STAFF, ADVISED THAT MR. GRAMMER HAD SUFFERED WHAT APPEARED TO BE A POSSIBLY DISABLING INJURY TO HIS EYE. DR. BEATT ALSO ADVISED THAT VICTIM GRAMMER ALSO SUFFERED POSSIBLE CRANIAL DAMAGE AND POSSIBLY A BROKEN ARM.

WHILE AT THE HOSPITAL, THIS OFFICER WAS ADVISED THAT OFF R. CORDEN # 1832 WAS DETAINING TWO POSSIBLE SUSPECTS IN THE AREA OF DUNDALK PARK. THIS OFFICER RESPONDED TO OBSERVE ALL THREE AFOREMENTIONED WITNESSES IDENTIFY BOTH THE DEFENDANT, AND HIS ASSOCIATE, JAMES SMOKEY CARLSEN AS THE TWO SUBJECTS THAT THEY HAD HEARD MAKE THE STATEMENTS CONCERNING "JIMMY" EARLIER IN THE NIGHT.

IT WAS AT THIS TIME THAT A SUBSEQUENT INTERVIEW WAS CONDUCTED WITH DAVID RANDOLPH. MR. RANDOLPH STATED THAT APPROX. 15 MINUTES BEFORE HE FIRST SAW DEFENDANTS DAVID BEATTY AND JAMES CARLSEN, HE OBSERVED VICTIM JAMES GRAMMER SLEEPING UNDER THE PAVILION AT WHICH TIME THE VICTIM APPEARED TO BE FINE.

THE UNDERTAKER RETURNED TO PC12 WITH A WOODEN 2"x4" THAT WAS RECOVERED APPROX. 6' FROM WHERE THE VICTIM WAS FOUND. THIS BOARD APPEARED TO HAVE FRESH

7/11/86
DateW. J. Dheco
Applicant's Signature

Defendant's Name

BEATTY, David Wayne

Case No.

0224924
E-52024

CONTINUATION SHEET

APPLICATION FOR STATEMENT OF CHARGES/STATEMENT OF PROBABLE CAUSE

BLOOD ON ONE END OF IT.

EVIDENCE WAS PACKAGED AND SENT FOR ANALYSIS

7/11/86

Date

W. H. D. Licio

Applicant's Signature



DISTRICT COURT OF MARYLAND FOR

B. L. O. Co

City/County

Located at 100 CENTER PLACE TR CR Case No. 022492 C1

Court Address

STATE OF MARYLAND

VS

BEATTY, DAVID W

Defendant

2013 LARKHALL RD.

Address

BALTO. MD. 21222

INITIAL APPEARANCE REPORT (Rule 4-213)

AP-86-8261
E-852029

I hereby certify that when the above named Defendant was brought before me for his initial appearance, I:

- ☐ DETERMINED that Defendant had already been provided with a copy of the charging document.
- ☒ PROVIDED the Defendant with a copy of the charging document.
- ☒ ADVISED Defendant that copy of Charging Document is not available, but will be provided to Defendant within 24 hours.
- ☒ ADVISED Defendant of right to counsel. Defendant desires ☐ to proceed without counsel ☐ to employ his own counsel ☐ counsel, but is indigent ☒ to decide later.
- ☒ ADVISED Defendant that he is charged with a felony that is not within the jurisdiction of the District Court and that he has a right to have a preliminary hearing by a request made now or within ten days and that failure to make a timely request will result in a waiver. ☐ Defendant requests preliminary hearing and ☐ clerk will notify him of date ☐ it is scheduled for.....
- ☐ Defendant waives preliminary hearing ☒ Defendant defers election.
- ☒ REQUIRED Defendant to read the Notice to Defendant printed on the charging document.
- ☐ READ the Notice to Defendant printed on the charging document to the Defendant.
- ☐ FURNISHED to the Defendant a copy of the Notice to Defendant printed on the charging document since no charging document was available.

Pretrial Release Determination (Rule 4-216)

On the basis of information available to and developed by me I HAVE DETERMINED:

- ☐ That Defendant ☐ is ☐ is not eligible for release under Art. 27, Sec. 616 1/2 ☐ (c) ☐ (h) ☐ Art. 27, Sec. 638 A of the Maryland Code.
- ☐ That he may be released on his personal recognizance because:
- ☐ He is not charged with an offense for which the maximum penalty is death or life imprisonment.
- ☐ It will reasonably assure his appearance.
- ☐ There is a lack of probable cause to believe that the Defendant committed the offense.
- ☒ That release on personal recognizance will not reasonably ensure the appearance of the defendant as required because.....

N.B. RECORD - NATURE OF CHARGES - FTA. ON RECORD

I imposed the following conditions to ensure his appearance:

- ☐ committed him to custody of..... who agree to supervise him and assist in ensuring his appearance in court.
- ☐ placed him under the supervision of..... Probation or Public Officer
- ☐ subjected him to restrictions..... travel, association, residence

- ☒ required a bail bond in the amount of \$10,000.00 and on the following condition:
- ☐ without collateral security.
- ☒ with collateral security of \$10,000.00
- ☒ to be satisfied by depositing the required amount in cash or certified check or the pledging of intangible property approved by the Court.
- ☒ to be satisfied by encumbering real estate.
- ☒ with the obligation of a corporation which is an insurer or other surety in the full penalty amount.

☒ Informed the Defendant that a warrant for his arrest will be issued if he violates the conditions of release and informed him that if the recognizance or bail bond is forfeited and he willfully fails to surrender himself within 30 days following the forfeiture, he may be charged and fined not more than \$5,000 or imprisoned for not more than 5 years or both, if given in connection with a charge of felony; or charged and fined not more than \$1,000 or imprisoned not more than 1 year or both, if given in connection with a misdemeanor charge.

☒ Informed the Defendant that he must notify the Court in writing of any change of address or telephone number.

7-11-86

Date

1:20 P.M.

Time

B. L. O. Co

Judicial Officer

8012

Receipt

I have ☒ read ☐ had read to me the offense with which I am charged, the conditions of release, the penalty for violation of the conditions of release, the Notice of Advice of Right to Counsel, and I acknowledge receipt of a copy hereof. I have been informed that the trial date/preliminary inquiry/preliminary hearing date is..... at..... o'clock

.....M. at.....

.....CIRCUIT COURT.....

or that I will be advised of the date by the clerk. I agree to the conditions of release and agree to appear at trial.

7-11-86

Date

Custodian

David W. Beatty

Signature of Defendant

DC/CR 7 (Rev. 2/85)

(This form replaces CR 706.)



DISTRICT COURT OF MARYLAND FOR

BALTO. CO

City/County

Located at

100 CENTER PLACE

Court Address

Case No.

022492C1

STATE OF MARYLAND

VS

Defendant

BEATTY, DAVID W.

12-29-58

2013 LARKHALL RD.

Address

BALTO. MD. 21222

Telephone

COMMITMENT PENDING HEARING

AR-86-8261

E-852029

TO: BALTO. CO. SHERIFF

YOU ARE HEREBY COMMANDED to receive from any officer the body of the above-named Defendant who is charged with the offense(s) of ASSAULT W/ A MINOR

- ☒ In default of \$ 10,000 bail (100% acceptable).
- ☐ Bail review was held by Judge _____ and Defendant is committed in default of \$ _____ bail (_____ % acceptable).
- ☐ Having been surrendered by bondsman, bond of \$ _____ to continue.

YOU ARE FURTHER COMMANDED to:

- ☐ Transfer the Defendant to the jail or detention center in _____ county/city. If the Defendant has not been transferred prior to the next session of court, he is to be brought before the court in your county for bail review.
- ☐ Produce the Defendant:
- ☐ for further review before a judicial officer of the District Court for _____ county/city located at _____ Maryland, within 30 60* days if before that time the Defendant has not posted the bail or been arrested on a warrant of the Governor of Maryland on a requisition of the executive authority of the State of _____
- ☒ for court appearance as follows:
- Court CIRCUIT
- Location TOWSON
- Date PENDING
- Time _____
- Purpose
- ☐ Bail Review
- ☐ Preliminary Hearing/Inquiry
- ☒ Trial
- ☐ Other (describe)

7-11-86

Date

B O A 122

Clerk/Judge/Commissioner

I.D.

8012

*Applies to second commitment only

STATE OF MARYLAND

VS

David W. Beatty

DEFENDANT

DISTRICT COURT OF MD.

1986 JUL 18 PM 2:41

IN THE DISTRICT COURT OF MARYLAND
BALTIMORE COUNTY

TOWSON - PRELIMINARY HEARING

Case No: 022492C1

ENTRY OF APPEARANCE

MR. CLERK:

Please enter the appearance of the office of the Public
Defender for Baltimore County as the above defendant hereby re-
quests a preliminary hearing.

Public Defender
500 Virginia Avenue
Towson, Maryland 21204
296-2343

JUL 19 12 26 PM '86

P.H. 8-14-86

gre

CRIMINAL INFORMATION FILED JULY 23, 1986

CARLSEN, James Sidney
E852-029, Case #022493C2
Assault w/i to Disfigure, etc.
BEATTY, David Wayne
E852-029, Case #022492C1

STEIGERWALD

WEST, Troy Anthony
E600-726, Case #623762C6
Robbery, etc.

FLERLAGE

BARNES, William G.
E827-613, Case #014427C0
MEDLAR, Douglas
E827-613, Case #022609C6
Storehouse Breaking, etc.

KRAVETZ

DISTRICT COURT OF MD.
1986 JUL 24 PM 2:59

WRIT OF HABEAS CORPUS

33479

CIRCUIT COURT FOR BALTIMORE COUNTY

413
6407/100

State of Maryland vs.

DAVID WAYNE BEATTY

Case No.

86CR4100

I. D. NO.

State of Maryland, Baltimore County to wit:

D.O.B. DECEMBER 29, 1958

TO:

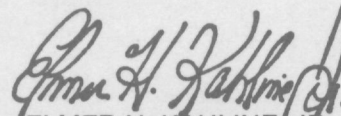
WARDEN; BALTIMORE COUNTY DET. CENTER
KENILWORTH + BOSLEY AVE.
BALTIMORE, MD 21204RECEIVED
1986 JUL 28 PM
SHERIFF'S OFFICE
BALTO. CO.

You are hereby COMMANDED TO HAVE before the Judges of the Circuit Court for Baltimore County, County Courts Building, 401 Bosley Avenue, Towson, Maryland, ON JULY 30, 1986 AT 09:15 A.M. THE BODY OF DAVID WAYNE BEATTY FOR ARRAIGNMENT, UNLESS YOUR COUNSEL ENTERS AN APPEARANCE IN WRITING ON OR BEFORE THE TIME SPECIFIED IN THIS WRIT.

Witness the Honorable Chief Judge of the Third Judicial Circuit of Maryland.

Issued:

JULY 28, 1986



ELMER H. KAHLINE JR.

Clerk, Circuit Court for Baltimore County



Per

Deputy

RETURN OF SERVICE

DATE DEFENDANT SERVED WITH WRIT & CHARGING DOCUMENT:

7-29-86

DATE SERVICE NOT MADE:

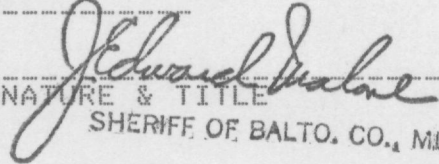
REASON:

x Dan W. Boer

Sgt. Funtz

FILED JUL 30 1986

SIGNATURE & TITLE



SHERIFF OF BALTO. CO., MD.

STATE OF MARYLAND

VS.

David Beatty
IND. NO: *86CR4100*

*

*

*

*

* * * * *

IN THE

CIRCUIT COURT

FOR

BALTIMORE COUNTY

NOTICE OF APPEARANCE

MR. CLERK:

Please note the appearance of Steven Scheinin, Assigned Public Defender, on behalf of the defendant in the above-captioned case.

Steven Scheinin

Steven Scheinin
Assigned Public Defender
305 W. Chesapeake Ave. Suite 107
Towson, Md. 21204
828-9363

Ag

✓

@

FILED AUG 5 1986

STATE OF MARYLAND

VS.

IND. NO. *86CR400*

David Beatty

*

*

*

*

IN THE

CIRCUIT COURT

FOR

BALTIMORE COUNTY

* * * * *

MOTIONS PURSUANT TO MARYLAND RULE 4-252

Defendant, by his attorney Steven Scheinin, Assigned
Public Defender, pursuant to Maryland Rule 4-252, respectfully represents unto
this Honorable Court:

1. That any in-court identification of the Defendant will be
tainted as a result of impermissibly suggestive identification procedures
undertaken by police authorities and/or will be the result of an illegal
arrest or search.

Points and Authorities:

Chapman v. California, 386 U.S. 18 (1967)
Coleman v. State, 8 md. App. 65 (1959)
Rustin v. State, 46 md. App. 28 (1980)

2. That evidence seized in this case was obtained as the result
of an illegal search and seizure.

Points and Authorities:

Mapp v. Ohio, 367 U.S. 643 (1961)
Carter v. State, 274 Md. 411 (1975)
Waugh v. State, 275 Md. 22 (1975)

3. That any statements and/or confessions taken from the defendant
were involuntary and/or elicited during custodial interrogation without the
observance of mandatory procedural safeguards required by law.

Points and Authorities:

Hillard v. State, 286 Md. 145 (1979)
Miranda v. Arizona, 384 U.S. 436 (1966)
Whitfield v. state, 287 Md. 124 (1980)

STATE OF MARYLAND

VS.

David Beatty

IND. NO. 86CR4100

*

*

*

*

IN THE

CIRCUIT COURT

FOR

BALTIMORE COUNTY

* * * * *

MOTIONS PURSUANT TO MARYLAND RULE 4-252

Defendant, by his attorney Steven Scheinin, Assigned
Public Defender, pursuant to Maryland Rule 4-252, respectfully represents unto
this Honorable Court:

1. That any in-court identification of the Defendant will be
tainted as a result of impermissibly suggestive identification procedures
undertaken by police authorities and/or will be the result of an illegal
arrest or search.

Points and Authorities:

Chapman v. California, 386 U.S. 18 (1967)
Coleman v. State, 8 md. App. 65 (1969)
Rustin v. State, 46 md. App. 28 (1980)

2. That evidence seized in this case was obtained as the result
of an illegal search and seizure.

Points and Authorities:

Mapp v. Ohio, 367 U.S. 643 (1961)
Carter v. State, 274 Md. 411 (1975)
Waugh v. State, 275 Md. 22 (1975)

3. That any statements and/or confessions taken from the defendant
were involuntary and/or elicited during custodial interrogation without the
observance of mandatory procedural safeguards required by law.

Points and Authorities:

Hillard v. State, 286 Md. 145 (1979)
Miranda v. Arizona, 384 U.S. 436 (1966)
Whitfield v. state, 287 Md. 124 (1980)

4. That the Defendant will be prejudiced by the joinder of his trial with that of any co-defendants and that he will be prejudiced by the joinder of charges arising from separate incidents.

Points and Authorities:

Erman v. State, 49 Md. App. 605 (1981)
Day v. State, 196 Md. 384 (1950)
McKnight v. State, 280 Md. 604 (1977)

5. That the indictment/information is defective.

Points and Authorities:

Ayre v. State, 291 Md. 155 (1981)
Brown v. State, 285 Md. 105 (1979)

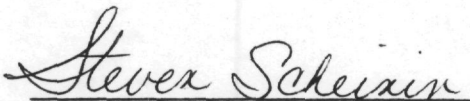
6. That this prosecution is barred because of statute of limitations, immunity, and/or former jeopardy.

Points and Authorities:

Benton v. Maryland, 295 U.S. 784 (1979)
McMorris v. State, 277 Md. 62 (1976)
Bowie v. State, 14 Md. App. 567 (1972)
Thomas v. State, 277 Md. 257 (1976)

WHEREFORE the Defendant prays the following relief:

- a) Dismissal of the indictment and/or information;
- b) Supression of any in-court identification and/or illegally seized evidence and/or any statements or confessions;
- c) Severance of indictments/informations and/or severance of his trial from that of co-defendants;
- d) And any further relief available by law.



Steven Scheinin
Assigned Public Defender
305 W. Chesapeake Avenue. Suite 107
Towson, Md. 21204
828-9363

STATE OF MARYLAND

VS.

David Beatty

IND. NO. 86CR4100

IN THE

CIRCUIT COURT

FOR

BALTIMORE COUNTY

* * * * *

DEFENDANT'S REQUESTS FOR DISCOVERY
AND MOTION TO PRODUCE DOCUMENTS

The following requests are made, in accordance with Maryland Rule 4-263 behalf of the defendant in the above-entitled action, by his undersigned attorney, and

- a. The requests extend to material and information in the possession or control of the State's Attorney, members of his staff and any others who have participated in the investigation or evaluation of the case and who either regularly report, or with reference to the particular case, have reported to the State's Attorney or his office.
- b. The purpose of this requests is to obtain disclosure of material and information to the fullest extent authorized and directed by Maryland Rule 4-263 and this general purpose shall supersede any language or expression which might otherwise appear to be a limitation upon the object or scope of any request.
- c. Captions or headings used to separate paragraphs are no part of the requests but are for convenience only.
- d. Material and information discovered by the State's Attorney after his initial compliance with these requests, shall be furnished promptly after such discovery in accordance with Maryland Rule 4-263 h.
- e. These requests in no way should be considered a waiver of the information required to be furnished without request by the State's Attorney pursuant to Rule 4-263 a to the defendant.

The State's Attorney is requested to:

1. Furnish to the defendant (a) any material or information which tends to negate the guilt of the defendant as to the offense(s) charged, (b) any material or information within his possession or control which would tend to reduce the defendant's punishment for such offense(s), (c) any relevant material or information regarding specific searches and seizures (including but not limited to AFR inventory pursuant to Md. Rule 4-601 (d) any relevant material or information regarding wire taps and eavesdropping, (e) any relevant material or information regarding the acquisition of statements made by the defendant, (f) any relevant material or information regarding pretrial identification

of the defendant by a witness for the State.

Witnesses

2. Disclose the name and address of each person whom the State intends to call as a witness at a hearing or trial to prove its case in chief.
3. Disclose the name and address of each person whom the State intends to call as a witness at a hearing or trial to rebut alibi testimony.
4. To furnish the defendant with the names, addresses, and physical descriptions of any persons other than the defendant who were arrested or otherwise taken into custody by police or prosecution officials as a possible suspect in this case in which the defendant is charged.

Statements of the Defendant

5. Furnish a copy of each written or recorded statement made by the defendant to a State agent which the State intends to use at a hearing or trial.
6. Furnish the substance of each oral statement made by the defendant to a State agent which the State intends to use at a hearing or trial.
7. Furnish a copy of all reports of each oral statement made by the defendant to a State agent which the State intends to use at a hearing or trial.

Statements of Co-defendants, and/or Accomplices,
and/or Accessories After the Fact

8. Furnish a copy of each written or recorded statement made by a co-defendant, and/or accomplice, and/or accessory after the fact to a State agent which the State intends to use at a hearing or trial.
9. Furnish the substance of each oral statement made by a co-defendant, and/or accomplice, and/or accessory after the fact to a State agent which the State intends to use at a hearing or trial.
10. Furnish a copy of all reports of each oral statement made by a co-defendant, and/or accomplice, and/or accessory after the fact to a State agent which the State intends to use at a hearing or trial.

Reports of Experts

11. Produce and permit the defendant to inspect and copy all written reports or statements made in connection with the defendant's case by each expert consulted by the State, including the results of any physical or mental examination, scientific test, experiment or comparison.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 31 day of July, 1984, a copy of the foregoing Notice of Appearance, Motions Pursuant to Rule 4-252, and Discovery Motion were served on the State's Attorney for Baltimore County, Court House, Towson, Maryland 21204.

Steven Scheinin
Steven Scheinin
Assigned Public Defender



DISTRICT COURT OF MARYLAND FOR BALTO. Co

City/County

Located at 100 CENTER PLACE ☐ TR ☒ CR Case No. 86-CR-4100

Court Address

STATE OF MARYLAND

VS

BEATTY, DAVID WAYNE

Defendant

DOB

Charge: ASSAULT W/1 MAIM

2013 LARKHALL RD

Address

Hearing or Trial Date: PENDING E.C.

BALTO. MD. 21222

Telephone

BAIL BOND

E-852029

KNOW ALL PERSONS BY THESE PRESENTS:

That I/we, the undersigned, jointly and severally acknowledge that I/we, our personal representatives, successors and assigns are held and firmly bound unto the State of Maryland in the penalty sum of TEW THOUSAND

Dollars (\$10,000.00)

- ☐ without collateral security;
☐ with collateral security equal in value to the greater of \$25.00 or % of the penalty sum;
☒ with collateral security equal in value to the full penalty amount;
☐ with the obligation of the corporation..... which is an insurer in the full penalty amount.

To secure payment the ☐ Defendant ☒ Surety has,

☐ deposited by ☐ cash ☐ certified check the amount of \$.....

☐ pledged the following intangible personal property:

☒ encumbered the real estate described in the Declaration of Trust filed herewith, or in a Deed of Trust dated the 31 day of JULY, 1986 from the undersigned Surety to MARYLAND DISTRICT COURT to the use of the State of Maryland.

THE CONDITION OF THIS BOND IS that the Defendant personally appear as required, in any court in which the charges are pending, or in which a charging document may be filed based on the same acts or transactions, or to which the action may be transferred, removed, or, if from the District Court, appealed.

IF, however, the Defendant fails to perform the foregoing condition, this bond shall be forfeited forthwith, for payment of the above penalty sum in accordance with law.

IT IS AGREED AND UNDERSTOOD that this bond shall continue in full force and effect until discharged pursuant to Rule 4-217.

AND the undersigned Surety covenants that the compensation chargeable in connection with the execution of this bond consisted of a ☐ fee ☐ premium ☐ service charge for the loan of money ☒ other (describe) NONE in the amount of \$ NONE

The undersigned Surety hereby certifies that he has read and understands the Notice to Surety on the reverse side of this form.

IN WITNESS WHEREOF, these presents have been executed under seal this 31 day of JULY, 1986

David W. Beatty (SEAL)

Defendant

Personal Surety

Emily E. Hubley (SEAL)

Personal Surety

Surety-Insurer

By: Emily E. Hubley (SEAL)

Attorney-in-Fact

Power of Attorney No.

2013 LARKHALL RD 21222

Print or Type Name & Address of Personal Surety (1) & Telephone No.

Zip

Print or Type Name & Address of Personal Surety (2) & Telephone No.

Zip

Print or Type Name

Zip

Print or Type Name & Address of Attorney-in-Fact & Telephone No.

Zip

SIGNED, sealed, and acknowledged before me:

7-31-86

Date

B. J. A. 120 8012

Commissioner/Clerk/Judge

DC/CR 8 (Rev. 4/85)

(See Reverse Side)

(722 BB-Md. Rules)

(This form replaces CR 708.)



DISTRICT COURT OF MARYLAND FOR BALTO. Co

City/County

Located at 100 CENTER PLACE Case No. 86-CR-4100

Court Address

STATE OF MARYLAND

VS

BEATTY, DAVID WAYNE

Defendant

DECLARATION OF TRUST OF REAL ESTATE E-852029
TO SECURE PERFORMANCE OF A BAIL BOND

STATE OF MARYLAND,

The undersigned ☐ Defendant, ☒ Surety EMILY E. HUBLEY
of 2013 LARKHALL RD. BALTO. MD. 21222
in order to secure the performance of the bail bond annexed hereto, being first sworn (or, if Surety is a corporation, its undersigned officer being first sworn), acknowledges and declares under oath as follows:

That the undersigned is the sole owner of ☒ a fee simple absolute, or

☐ a leasehold subject to an annual ground rent of \$ no, in certain land and premises situate in BALTO. Co. Maryland, and described as 2013 LARKHALL RD. BALTO. MD. 21222
Insert lot, block, subdivision or other description 12-11-036055-86

that the undersigned is competent to execute a conveyance of said land and premises and that the undersigned hereby holds the same in trust to the use and subject to the demand of the State of Maryland as collateral security for the performance of that bond.

That said property is assessed for \$ 18,570 x 2 = \$ 37,140 from which the following incumbrances should be deducted:

Ground rent capitalized at 6%	\$ <u>no</u>
Mortgages/Deeds of Trust totalling	\$ <u>16,090</u>
Federal/State Tax Liens	\$ <u>no</u>
Mechanics Liens	\$ <u>no</u>
Judgment & Other Liens	\$ <u>no</u>
Other outstanding Bail Bonds	\$ <u>no</u>

Total Incumbrances \$ 16,090.00 \$ 16,090.00

and that the present net equity in the property is

\$ 21,050.00

That if the undersigned is a body corporate, this Declaration of Trust is its act and deed and that its undersigned officer is fully authorized to execute this Declaration of Trust on its behalf.

AND the undersigned further declares, covenants and undertakes not to sell, transfer, convey, assign, or incumber, the land and premises or any interest therein, so long as the bail bond hereby secured remains undischarged and in full force and effect, without the consent of the court in which the bail bond is filed, it being understood that upon discharge of the bail bond, the clerk of the court will execute a release in writing endorsed on the foot of this document (or by a separate Deed of Release), which may be recorded in the same manner and with like effect of a release of mortgage if this Declaration of Trust is recorded among the Land Records.

David W. Beatty (SEAL)
Defendant
Emily E. Hubley (SEAL)
Surety

By

SWORN to, signed, sealed and acknowledged before me, this 31 day of JULY, 19 86

ROA 120
Commissioner/Clerk/Judge 8012

of the District Court of Maryland for

BALTO. County/City



DISTRICT COURT OF MARYLAND FOR BALTO. CO
City/County
Located at 100 CENTER PLACE Case No. 86-CR-4100
Court Address

STATE OF MARYLAND

VS

BEATTY, DAVID WAYNE
Defendant
I.D. E-852029 DOB 12-29-58

RELEASE FROM COMMITMENT

TO: Sheriff of Baltimore County

☒ YOU ARE HEREBY COMMANDED to release the above-named defendant.

☐ Bail Review was held and defendant is released on his/her recognizance.

☒ Bond in the amount of \$10,000.00 was posted by EMILY E. HUBLEY
PROPERTY.

☐ Preliminary hearing was held and charge(s) were dismissed.

☐ Trial was held in the District Court and no further commitment was imposed. Disposition

☐ Defendant having been committed in default of payment of fine of,
the fine and cost have now been paid.

7-31-86
Date



B
Clerk/Judge/Commissioner
12
8012



DISTRICT COURT OF MARYLAND FOR BALTO. Co

City/County

Located at 100 CENTER PLACE Case No. 86-CR-4100

Court Address

STATE OF MARYLAND

VS

BEATTY, DAVID WAYNE

Defendant

I.D. E-852029 ^{DOB} 12-29-58

RELEASE FROM COMMITMENT

TO: Sheriff of Baltimore County

☒ YOU ARE HEREBY COMMANDED to release the above-named defendant.

☐ Bail Review was held and defendant is released on his/her recognizance.

☒ Bond in the amount of \$ 10,000.00 was posted by EMILY E. HUBLEY
PROPERTY.

☐ Preliminary hearing was held and charge(s) were dismissed.

☐ Trial was held in the District Court and no further commitment was imposed. Disposition

☐ Defendant having been committed in default of payment of fine of,
the fine and cost have now been paid.

7-31-86
Date



Clerk/Judge/Commissioner

8012

NOTICE OF HEARING

CIRCUIT COURT FOR BALTIMORE COUNTY

State of Maryland vs.

David Wayne Beatty

Case No.

86CR4100

State of Maryland, Baltimore County to wit:

TO:

Steven J Scheinin , Esquire

305 West Chesapeake Avenue
Towson, MD 21204

You are hereby

NOTIFIED TO APPEAR

before the Judges of the Circuit Court for

Baltimore County, County Courts Building, 401 Bosley Avenue, Towson, Maryland,

on October 21, 1986 at

09:15 A.M. for the Trial of the above entitled case.

Any postponement of this date must be in accordance with
MD. Rule 4-271.

Witness the Honorable Chief Judge of the Third Judicial Circuit of Maryland.

Issued:

August 7, 1986



ELMER H. KAHLINE, JR.

Clerk, Circuit Court for Baltimore County

Per

Joan Mather

Deputy

Criminal Assignment Commissioner

494-2694

CC:

7/29/86

WRIT OF HABEAS CORPUS

TO: THE HONORABLE JUDGE: EDWARD A. DEWATERS

SIR,

AT THE EARLIEST CONVENIENCE OF THE COURT,
PLEASE HERE THIS WRIT FOR BAIL REDUCTION
IN CASE NO. 86CR4100, STATE VS. DAVID W.
BEATTY, AS I FEEL DO TO THE EXSTENUATING
CIRCUMSTANCES SURROUNDING MY CASE THE
BAIL IS EXCESSIVE.

THANK YOU FOR YOUR CONSIDERATION IN THIS
MATTER.

SINCERELY

DAVID W. BEATTY

DAVID W. BEATTY

CC. ELMER H. KAHLINE JR.

CLERK, CIRCUIT COURT FOR BALTIMORE
COUNTY

CC FILE

DAVID W. BEATTY
BALTIMORE COUNTY DET. CENTER
KENILWORTH + BOSLEY AVE.
TOWSON MD. 21204

7/29/86

~~Writ~~ file
WRIT OF HABEAS CORPUS

TO: THE HONORABLE JUDGE: EDWARD A. DEWATERS

SIR,

AT THE EARLIEST CONVENIENCE OF THE COURT,
PLEASE HERE THIS WRIT FOR BAIL REDUCTION
IN CASE NO. 86CR4100, STATE VS. DAVID
WAYNE BEATTY AS I FEEL DO TO THE
EXSTENUATING CIRCUMSTANCES SURROUNDING MY
CASE THE BAIL IS EXCESSIVE.

THANK YOU FOR YOUR CONSIDERATION IN THIS
MATTER.

SINCERELY

DAVID W. BEATTY

David W. Beatty

CC. ELMER H. KANLINE JR.

CLERK, CIRCUIT COURT FOR BALTIMORE COUNTY
CC. FILE

7/29/86

DAVID W BEATTY

BALTIMORE COUNTY Det. CENTER
KENILWORTH + BOSLEY AVE.
TOWSON MD. 21204

DAVID W BEATTY
COUNTY DET. CENTER
KENILWORTH + BOSLEY AVE.



ELMER H. KAHLIN JR.
CLERK, CIRCUIT COURT FOR,
BALTIMORE COUNTY
BALTIMORE COUNTY COURTS BUILDING
401 BOSLEY AVE. TOWSON MD.
21204

Dewaters



QDA

(
)

CIRCUIT COURT FOR BALTIMORE COUNTY

Towson, Maryland 21204

District Court Case No. _____

Case No. 86CK 4100August 25, 1986REPORT OF PRISONER BROUGHT TO COURT FOR TRIAL

FROM: ELMER H. KAHLIN, JR., CLERK

TO: THE SHERIFF OF BALTIMORE COUNTY, MARYLAND

Name Of Prisoner BEATTY, DavidDate Of Trial _____, 19____ Judge EADelWaters, Jr.Charge Asslt. I / Disfigure Guilty _____ NOT GUILTY _____

DISPOSITION:

A. Sentenced To Department Of Correction _____
Length Of Sentence _____B. Sentenced To Baltimore County Detention Center _____
Length Of Sentence _____C. Remanded To Baltimore County Detention Center _____
Probation Report Of Psychiatric Evaluation _____D. Placed On Probation _____
Length Of Probation _____

E. Sentenced To Baltimore County Detention Center Work Release Recommended _____

F. Stet _____

G. ☒ Nol Pros _____

H. Arraignment _____

I. Trial Continued _____

J. Trial Postponed _____

K. Bail Hearing _____

L. Defendant Released From This Case Only.
Release In Transit.

ELMER H. KAHLIN, JR., Clerk

Per Richard D. Am...

Deputy Clerk

COURT CLERK'S WORK SHEET

TRIAL DATE

8-25-86

Judge

EADJ

M. Norman

STATE'S ATTORNEY

R. Underwood

COURT REPORTER

DEFENDANT'S ATTORNEY

Rick Arnold

CLERK

CASE #

86 CR 4100

NAME

BEATTY, David

CHARGE

TRIAL

COURT JURY

PLEA

GUILTY

NOT GUILTY

NOLO CONTENDERE

MOTIONS:

1. END of STATE'S CASE defs. Motion for Judgment of ACQUITTAL

GRANTED

OVERRULED

2. END of ENTIRE CASE defs. Motion For Judgment of ACQUITTAL

GRANTED

OVERRULED

VERDICT:

GUILTY ON COUNTS

NOT GUILTY ON COUNTS

SENTENCE	TERM OF	SUSPENDED	PROB.	FINE & COSTS
Department of Correction				
Balto. Co. Detention Center				

REMARKS

NOL PROS - Δ not present.

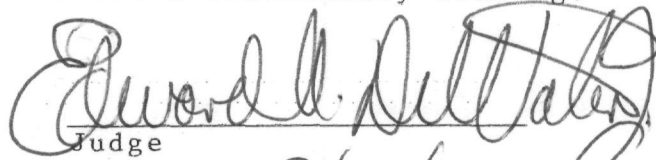
m

NOTE: IF PRE-SENTENCE REPORT IS ORDERED OR DEFENDANT IS ON PROBATION DEFENDANT MUST REPORT TO PROBATION INTAKE OFFICE ROOM 346 COUNTY COURTS BUILDING IMMEDIATELY WITH COUNSEL.

ORDER

The foregoing Motion having been read and considered, it is,
by the Circuit Court for Baltimore County, Maryland, this
day of _____, 1986 hereby,

ORDERED, that all papers forwarded by the District Court in
this case (tracking no. 022492C1) be returned to the Clerk of
the Maryland District Court to be set in for a Preliminary Hearing.


Judge
8/25/86

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing Motion To
Return Case To District Court was mailed to Steven Scheinin,
305 W. Chesapeake Avenue, Suite 107, Towson, Maryland 21204.


Arthur Kravetz

State of Maryland

vs.

David W. Beatty

*

*

*

*

In The Circuit Court

For Baltimore County

Criminal No. 86CR4100

* * * * *

MOTION TO RETURN CASE TO DISTRICT COURT

Cg


Comes now and respectfully requests this Honorable Court to pass an Order returning all papers forwarded to the Circuit Court to the District Court Clerk and for reasons states as follows:

1. Defendant was arrested on July 11, 1986, for Assault With Intent to Disfigure, Art. 27, Sec. 286, (Tracking No. 022492C1) and did not initially ask for a preliminary hearing.

2. Unbeknownst to the State, the Defendant later asked for the Preliminary Hearing, within the ten (10) day time limit, but the State was not notified by the District Court Clerk until after a delay of several days. In the meantime the State filed the herein Criminal Information with the Circuit Court Clerk.

3. The Defendant is entitled to the hearing in District Court.

WHEREFORE, the State respectfully requests this Honorable Court to pass an Order returning the case to District Court for a Preliminary Hear.


Arthur Kravetz

FILED AUG 25 1986

In The Circuit Court for Baltimore County

Docket ----- Folio -----

Case No. ----- 86cR4100 -----


----- May ----- TERM, 19⁸⁶ ----------
State of Maryland

Vs.

David Wayne Beatty

Remanded to District Court

per Order of Judge DeWaters



per: J. Whited

----- Clerk.

I **Hereby Certify**, That I have this day received under cover from the Clerk of the Circuit Court for Baltimore County, process as above.

IN TESTIMONY WHEREOF, I hereto subscribe my name and affix the Seal of the ----- Court for ----- County—
City, on the ----- day of ----- nineteen
hundred and -----



----- Clerk.

In The Circuit Court for
Baltimore County

Receipt for Process

Docket Folio
Case No. 4100
TERM, 1980

per Order of Judge DeWaters

per: J. Whitford
Clerk

I Herely Certify, That I have this day received under cover from the Clerk of the Circuit Court for Baltimore County, process as above.

IN TESTIMONY WHEREOF, I herely subscribe my name and affix the

Seal of the Court for Baltimore County

City, on the day of nineteen

hundred and

Clerk